

Docket No. BC45203

097646624

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : International Application No.: PCT/EP99/01894  
 Bruck et al. : I.A. Filing Date: 17 March 1999  
 Serial No.: 09/646,624 : Priority Date: 20 March 1998  
 :  
 For: HUMAN CASB12 POLYPEPTIDE :  
 :  
 Commissioner for Patents  
 Box PCT  
 Washington, DC 20231

**RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE AND AMENDMENT**

Sir:

This is in reply to the communication mailed 23 July 2002 from the Patent Office, entitled "Notification of Defective Response". A copy of the Notice is enclosed.

Submitted herewith is the "Sequence Listing" in computer readable form in accordance with the requirements of 37 CFR §§ 1.821-1.825.

**STATEMENT**

Applicant hereby states that the enclosed CRF diskette submitted herewith is identical to the paper copy of the "Sequence Listing" contained in the copy of International Publication No. WO 00/43517 which was submitted on July 20, 2001 for filing with the US Patent Office and contains no new matter.

Applicants respectfully request that this sequence listing be entered into the application.

Respectfully submitted,

*Teresa O. Bittenbender*  
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**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being caused to be deposited on the date shown below with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Box PCT, Washington, D.C. 20231.

*Teresa O. Bittenbender*  
 Teresa O. Bittenbender  
*August 12, 2002*  
 Date



## UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box 5010  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/646,624	Claudine Elvire Marie Bruck	BC45203
INTERNATIONAL APPLICATION NO.		PCT/EP99/01894
I.A. FILING DATE		PRIORITY DATE
03/17/1999		03/20/1998
<b>CONFIRMATION NO. 2480</b>		
<b>371 FORMALITIES LETTER</b>		
 *OC000000008488194*		

Date Mailed: 07/23/2002

### **NOTIFICATION OF DEFECTIVE RESPONSE**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fee
- Priority Document
- Biochemical Sequence Diskette
- Biochemical Sequence Listing
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination

*RECEIVED*

AUG - 5 2002

**S.C.S.**

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

**Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).**

The following items **MUST** be furnished within the period set forth below:

- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):
  - The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 CFR 1.825(d).

**■ APPLICANT MUST PROVIDE:**

- An initial or substitute computer readable form (CRF) of the "Sequence Listing."

- For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

- The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 CFR 1.825(d).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHARITTA A BURT

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Telephone: (703) 305-3734

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PART 1 - ATTORNEY/APPLICANT COPY

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/646,624	PCT/EP99/01894	BC45203

FORM PCT/DO/EO/916 (371 Formalities Notice)